

OFFICE OF THE STATE CONTROLLER

CLAIMING INSTRUCTIONS NO. 99-8

COURT-ORDERED DESEGREGATION AND VOLUNTARY INTEGRATION PROGRAMS

Sections 42243.6, 42247, and 42249 of the Education Code provide for reimbursement to school districts for costs mandated by the court pursuant to final court orders issued after January 1, 1978, and for costs incurred in maintaining a voluntary integration program designed to remedy the harmful effects of racial segregation. Enclosed is material relating to claiming reimbursement for such costs.

FILING DEADLINE

Claims for the Court-Ordered School Desegregation and the Voluntary Integration programs must be filed with the State Controller's Office. Claims must be delivered or postmarked on or before November 30, 1999. Reimbursement claims filed after November 30, 1999, will not be accepted for payment. Claims to be filed are:

- ◆ Claims for estimated costs to be incurred for the 1999-2000 fiscal year.
- ◆ Reimbursement claims that detail the actual costs incurred during the 1998-1999 fiscal year.

Claims should be rounded to the nearest dollar. Submit a signed original and a copy of FAM-38A and/or FAM-38B, as applicable, and a copy of all other forms and supporting documents. Mailing addresses:

If delivery is by:
U.S. Postal Service

Office of the State Controller
Attn: Local Reimbursements Section
Division of Accounting and Reporting
P.O. Box 942850
Sacramento, CA 94250

If delivery is by:
Other delivery services

Office of the State Controller
Attn: Local Reimbursements Section
Division of Accounting and Reporting
3301 C Street, Suite 500
Sacramento, CA 95816

1999-2000 FISCAL YEAR FUNDING

Current year funding for the court-ordered desegregation and voluntary integration programs is provided in items 6110-114-0001 and 6110-115-0001 of the 1999 State Budget Act (Ch. 50/99).

<u>Funding Source</u>	<u>Programs</u>	<u>Appropriations</u>
Item 6110-114-0001	Court-Ordered	\$504,993,000
Item 6110-115-0001	Voluntary	<u>\$138,015,000</u>
TOTAL		<u>\$643,008,000</u>

Detail of 1999-2000 funding is shown on pages 19 to 21 of the claiming instructions.

REQUIREMENTS FOR RECEIPT OF 1999-2000 FISCAL YEAR FUNDING

As a condition for receiving payment for Court-Ordered Desegregation, or Voluntary Integration from this year's budget (1999 State Budget Act [Ch. 50/99], Items 6110-114-0001 or 6100-115-0001), the Budget Act specified that each school district that receives reimbursement for the cost of their desegregation program must submit a summary report to the Superintendent of Public Instruction on or before March 1, 2000 (Address: School Fiscal Services Division, California Department of Education, 560 J Street, Suite 150, Sacramento, CA 95814).

The summary report must include program outcome data over the preceding three years, or since the inception of the school's desegregation program, whichever period of time is less. The data in the summary must include the ethnic distribution of pupils at schools supported with desegregation funds, and indicators of pupil success at those schools, including, but not limited to SAT, Star, Matrix and English Language Development test scores, and in addition, for high schools, graduation rates and dropout rates. Districts also must indicate whether their desegregation programs were initiated voluntarily or as a result of a consent decree.

The State Controller's Office will not make payment to the school district listed under Items 6110-114-0001 or 6110-115-0001 until the California Department of Education has indicated that the district has met the requirements.

INDIRECT COST RATE

School districts and local offices of education may claim supportable indirect costs incurred in compliance with a court-ordered desegregation program or voluntary integration program. These claimants may compute an amount of indirect costs using the State Department of Education's provisionally approved J-380 or J-580 rate applicable to the same fiscal year of costs.

OFFSET AGAINST CLAIMS

When part or all of the costs of a program are specifically reimbursable from local assistance revenue sources (e.g., state, federal, foundation, etc.), only that portion of any increased costs payable from school district funds is eligible for reimbursement under the provisions of section 42247.

State School Fund apportionment and federal aid for education that are based on average daily attendance and are part of the general system of financing public schools, as well as block grants which do not provide for specific reimbursement of costs (i.e., allocation formulas not tied to expenditures), should not be included as reimbursements from local assistance revenue sources. Costs incurred under section 42247 are to be reduced only for grants and special projects funded by state, federal, or other sources that specifically allow costs to be claimable under section 42247 as part of the reimbursement procedure. Determine the "Offset Against Claims" for applicable federal and state local assistance programs of your school district. The following listing is not inclusive of all funding sources:

Federal Programs

Adult Education, PL 91-230
Math and Science (EESA)

Emergency Immigrant Program
Vocational Education

State Programs

American Indian Education Program
Child Development
Demonstration Program for Reading
and Mathematics, EC 58600
Economic Impact Aid

Miller Unruh Reading Act
School Improvement Program
Specialized Secondary Schools
Staff Development Program
Transportation, EC 41850

AUDIT OF COSTS

Chapter 66, Statutes of 1993, requires that submission of reimbursement claims shall be accompanied by a report from the auditing entity by November 30 following the fiscal year in which costs were incurred unless the auditing entity is the State Controller's Office. In the absence of an audit report, moneys received by schools for estimated claims, if any, must be returned to the State Controller's Office. Schools may make contractual arrangement with the State Controller's Office or with another auditing entity for performance of the audit.

An estimated claim is not subject to an audit prior to submission to the State Controller's Office for payment. A school district may recoup the cost of auditing the prior year claim by including the cost, and attaching the invoice, with the estimated claim.

The audit shall be in accordance with the manual "Standards and Procedures for Audits of Voluntary Integration and Court-Ordered Desegregation Programs" issued by the State Controller's Office. For a copy of the manual, please call or write to: State Controller's Office, Division of Audits, P.O. Box 942850, Sacramento, CA 94250, telephone (916) 324-0612.

Two copies of the audit report must be filed with the district's claim for reimbursement. The claim and audit reports must be sent to the address shown on the front page this letter. The audits are subject to review by the State Controller's Office. Working papers and reports shall be retained for a minimum of three years unless the district is notified by the State Controller of the need to extend the retention period. The audit working papers shall be made available upon request.

OTHER COMMENTS

Please be aware that claiming instructions contained in this package are issued for the sole purpose of assisting school districts with the preparation of claims for submission to the State Controller's Office. Adherence to these instructions will expedite the payment process. These instructions are prepared based on interpretation of the statutes, regulations, or standards. Therefore, unless otherwise specified, these instructions should not be construed in any manner to be statutes, regulations or standards. All claims received will be reviewed to verify the amount of actual costs incurred. Claims will be reduced if they are determined to be excessive, improper, or unreasonable.

The enclosed sample claim forms should be duplicated to meet your filing requirements. The supporting detail required to be submitted with your claim is specified in the enclosed instructions.

If you have any questions concerning the enclosed material, please contact Niemand Quok in the Local Reimbursements Section at e-mail nquok@sco.ca.gov, or telephone (916) 323-0734.

**STATE CONTROLLER
CLAIMING INSTRUCTIONS**

**COURT-ORDERED SCHOOL DESEGREGATION
AND
VOLUNTARY INTEGRATION PROGRAMS**

TABLE OF CONTENTS

	Pages
Court-Ordered School Desegregation Program	1
Method of Reimbursement Computations	3
Reimbursement Claim	3
Estimated Claim	5
Voluntary Integration Programs	7
Method of Reimbursement Computations	10
Reimbursement Claim	10
Estimated Claim	12
Initial Implementation of Voluntary Integration Programs in the 1999-2000 Fiscal Year	14
Certification Claim Forms	15
Appropriations for the Court-Ordered Desegregation Program	19
Appropriations for Voluntary Integration Programs	20
Education Code (applicable sections)	22

COURT-ORDERED SCHOOL DESEGREGATION

Section 42243.6 in conjunction with section 42247 of the Education Code provide for reimbursement to school districts of costs mandated by the court, as defined in section 2205 of the Revenue and Taxation Code, pursuant to final court orders issued after January 1, 1978.

A. Period of Claims

- ♦ Eligible school districts may file 1999-2000 Estimated Claims for costs to be incurred for the period 7/1/1999 through 6/30/2000.
- ♦ School districts that have filed a 1998-99 Estimated Claim must submit a Reimbursement Claim which shows actual costs incurred for the period 7/1/98 - 6/30/99.

B. Due Date for Claims and Supporting Materials

Estimated claims for costs to be incurred during the 1999-2000 fiscal year and reimbursement claims which details the costs actually incurred in the 1998-99 fiscal year must be filed with the State Controller's Office and postmarked on or before November 30, 1999. 1998-99 Reimbursement claims filed after the November 30, 1999, deadline cannot be accepted for payment.

C. Reimbursement

As a part of the requirements for reimbursement pursuant to Section 42243.6, school districts must submit a copy, certified as the district's most recent desegregation plan, to the State Controller's Office and to the Superintendent of Public Instruction (Address: School Fiscal Services Division, California Department of Education, 560 J Street, Sacramento, CA 95814). A school district does not need to submit a copy of the plan if one was submitted with an earlier claim. However, any subsequent additions, changes and deletions made to the plan must be submitted. Where the school district is under a court order to desegregate, a copy of that order may be submitted in lieu of the plan if it encompasses the total desegregation plan adopted by the governing board of the school district.

School districts will be reimbursed for increased costs incurred to comply with court-ordered desegregation programs that result from final court orders issued after January 1, 1978.

Reimbursement formulas are as follows:

School District subject to final court orders issued prior to January 1, 1986, or the 1986 Tinsley court order.

- o 1998-99 Fiscal Year--The amount of reimbursement claim would be the sum of paragraphs (1) and (2):
 - (1) The 1997-98 adjusted base amount increased by the percentage increase in the cost-of-living adjustments calculated pursuant to section 42238.1, and by the percentage increase in total average daily attendance (ADA) from the 1997-98 fiscal year through the 1998-99 fiscal year.
 - (2) Eighty percent (80%) of the amount obtained by subtracting (B) from (A).
 - (A) The actual cost for the 1998-99 fiscal year.
 - (B) Amount computed pursuant to (1)
- o 1999-2000 Fiscal Year--The amount of estimated claim would be the sum of paragraphs (1) and (2):
 - (1) The 1998-99 adjusted base amount.
 - (2) Eighty percent (80%) of the amount obtained by subtracting (B) from (A).
 - (A) The estimated cost for the 1999-2000 fiscal year.
 - (B) Amount computed pursuant to (1).

D. Supporting Data for Claims

Attach a statement showing the actual increased costs incurred to implement Court Ordered Desegregation Programs. Refer to the Method of Reimbursement Computation on pages 3 and 4 which are example formats for claiming costs.

The percentage increase of inflation adjustment calculated by the Department of Education pursuant to section 42238.1:

- ♦ 3.95% for the 1998-1999 fiscal year
- ♦ 1.41% for the 1999-2000 fiscal year

Method of Reimbursement Computation
Sections 42243.6 and 42247 of the Education Code
Court Ordered School Desegregation Programs

School District _____ Fiscal Year 1998-99

Any school district or local office of education that is subject to a final court order issued prior to January 1, 1986, or the 1986 Tinsley court order, and filed a 1998-99 Estimated Claim with the State Controller's Office, must now submit a reimbursement claim (actual costs) for the 1998-99 fiscal year following the format outlined below. Moneys received by the school district for the 1998-99 Estimated Claim must be applied toward the reimbursement claim. Any difference between the reimbursement claim and moneys received would be the balance due to the school district from the State or the amount owed by the school district to the State.

Reimbursement Claim for the 1998-99 Fiscal Year

	(1) 1997-98 ADA Actual	(2) 1998-99 ADA Actual
District Average Daily Attendance (ADA)	_____	_____
Compute the ADA Adjustment Factor: Columns [(2-1) ÷ 1]		_____ %
	1998-99 Adjusted Base	1998-99 Actual Cost
A. Direct Program Cost (Attach detail schedule of programs and costs)		\$ _____
B. Indirect Program Cost (A x _____ % ^a)		_____
C. Total Program Cost (A + B)		\$ _____
D. Less: Amount of Local Assistance Revenues		_____
E. Net Program Cost (C - D)		\$ _____

^a Enter the 1998-99 indirect cost rate. Use the California Department of Education (CDE) provisionally approved J-380 or J-580 rate for your district/county that is applicable to the fiscal year of costs. If a rate is pending approval, use the rate being prepared/submitted to the CDE.

Method of Reimbursement Computation
Sections 42243.6 and 42247 of the Education Code
Court Ordered School Desegregation Programs

School District _____ Fiscal Year 1998-99

Reimbursement Claim for the 1998-99 Fiscal Year (Continued)

	1998-99 Adjusted Base	1998-99 Actual Cost
F. 1997-98 Adjusted Base	\$ _____	
G. ADA Adjustment (F x _____% ADA Adjustment Factor ^b)	_____	
H. Computation Line (F + G)	_____	
I. Inflation Adjustment (H x 3.95%)	_____	
J. 1998-99 Adjusted Base	\$ _____	
K. Difference in Cost (E - J)		_____
L. Calculation (K x 80%)		_____
M. 1998-99 Reimbursement Claim (J + L)		\$ _____
N. Less: Amount Received for Estimated Claim		_____
O. Balance Due or Amount Overpaid		\$ _____

^b If the ADA adjustment factor is a zero or a negative percentage, enter a zero on line G.

Method of Reimbursement Computation
Sections 42243.6 and 42247 of the Education Code
Court Ordered School Desegregation Programs

School District _____ Fiscal Year 1999-2000

Any school districts or local office of education that is subject to a final court order issued prior to January 1, 1986, or the 1986 Tinsley court order, and has completed the schedule on pages 3 and 4 for the 1998-99 Reimbursement Claim, may determine the amount of estimated claim for the 1999-2000 fiscal year following the format outlined below.

Estimated Claim for the 1999-2000 Fiscal Year

	(1) 1998-99 ADA Actual	(2) 1999-00 ADA Estimated
District Average Daily Attendance (ADA)	_____	_____
Compute the ADA Adjustment Factor: Columns [(2-1) ÷ 1]		_____ %
	1998-99 Adjusted Base	1999-00 Est. Cost
A. Direct Program Cost (Attach detail schedule of programs and costs)		\$ _____
B. Indirect Program Cost (A x _____ % ^a)		_____
C. Total Program Cost (A + B)		\$ _____
D. Less: Amount of Local Assistance Revenues		_____
E. Net Program Cost (C - D)		\$ _____

^a Enter the 1999-2000 indirect cost rate. Use the California Department of Education (CDE) provisionally approved J-380 or J-580 rate for your district/county that is applicable to the fiscal year of costs. If a rate is pending approval, use the rate being prepared/submitted to the CDE.

Method of Reimbursement Computation
Sections 42243.6 and 42247 of the Education Code
Court Ordered School Desegregation Programs

School District _____ Fiscal Year 1999-2000

Estimated Claim for the 1999-2000 Fiscal Year (Continued)

	1999-00 Adjusted Base	1999-00 Est. Cost
F. 1998-99 Adjusted Base	\$ _____	
G. ADA Adjustment (F x _____% ADA Adjustment Factor ^b)	_____	
H. Computation Line (F + G)	_____	
I. Inflation Adjustment (H x 1.41%)	_____	
J. 1999-2000 Estimated Adjusted Base	\$ _____	
K. Difference in Cost (E - J)		_____
L. Calculation (K x 80%)		_____
M. Cost of Prior Year Claim Audit ^c		_____
N. 1999-2000 Estimated Claim (J + L + M)		\$ _____

b If the ADA adjustment factor is a zero or a negative percentage, enter a zero on line G.

c If the auditing entity is other than the State Controller's Office, attached a copy of the contract of the auditing entity and invoices as supporting documentation for the costs.

VOLUNTARY INTEGRATION PROGRAMS

Section 42249 in conjunction with section 42247 of the Education Code provide reimbursement for costs incurred by school districts for having to maintain a voluntary integration program designed to remedy the harmful effects of racial segregation.

A. Period of Claims

- o Eligible school districts may file 1999-2000 Estimated Claims for costs to be incurred for the period 7/1/1999 through 6/30/2000.
- o School districts that have filed a 1998-99 Estimated Claim must submit a Reimbursement Claim which shows actual costs incurred for the period 7/1/98 through 6/30/99.

B. Due Date for Claims and Supporting Materials

Estimated claims for costs to be incurred during the 1999-2000 fiscal year and reimbursement claims which details the costs actually incurred in the 1998-99 fiscal year must be filed with the State Controller's Office and postmarked on or before November 30, 1999. 1998-99 Reimbursement claims filed after the November 30, 1999, deadline cannot be accepted for payment. In addition, 1999-2000 Estimated claims will not be accept after the deadline.

C. Reimbursement

As a part of the requirements for reimbursement pursuant to section 42249, school districts must submit a copy, certified as the district's most recent desegregation plan, to the State Controller's Office and to the Superintendent of Public Instruction (Address: Director of Fiscal Policy, California Department of Education, P.O. Box 944272, Sacramento, CA 94244-2720). A school district does not need to submit a copy of the plan if one was submitted with an earlier claim. However, any subsequent additions, changes and deletions made to the plan must be submitted.

School districts will be reimbursed for costs of maintaining voluntary integration programs designed to remedy the harmful effects of racial segregation which are not already reimbursed by a state or federal agency.

- o 1998-99 Fiscal Year--The amount of reimbursement claim would be the lesser of paragraphs (1) or (2).
 - (1) The 1997-98 adjusted cap amount increased annually by the percentage increase in the cost-of-living adjustments calculated pursuant to section 42238.1, and by the percentage increase in total average daily attendance from the 1997-98 fiscal year through the 1998-99 fiscal year.
 - (2) Eighty percent (80%) of the 1998-99 actual costs.

- ♦ 1999-2000 Fiscal Year--The amount of estimated claim would be the lesser of paragraphs (1) or (2).
 - (1) The 1998-99 adjusted cap amount.
 - (2) Eighty percent (80%) of the 1999-2000 estimated costs.
- ♦ Initial implementation of a voluntary integration program in the 1999-2000 fiscal year--The amount of estimated claim is eighty percent (80%) of the 1999-2000 estimated costs.

Reimbursable voluntary integration program cost components are as follows:

VOLUNTARY PUPIL ASSIGNMENT OR REASSIGNMENT PROGRAMS

1. The purpose of maintaining a voluntary pupil assignment or reassignment system is to improve the racial/ethnic balance of schools in the district. Activities for maintaining such a system include identifying programs, recruiting, counseling, record keeping, etc.
 - ♦ Salary and fringe benefits of employee performing activities of this system.
 - ♦ Other costs directly related to the maintenance or operation of the system (i.e., supplies, mileage, etc.).
2. Providing supplemental instruction for pupils attending a school other than their home school to enhance racial/ethnic balance.
 - ♦ Salary and fringe benefits of employees such as resource specialist, teacher's aid, etc.
 - ♦ Costs of additional equipment, textbooks, and other instructional material.

MAGNET SCHOOLS OR CENTERS

1. Maintaining full-time specialized educational programs. (Only costs which exceed the normal allocation of staff and resources are reimbursable.)
 - ♦ Certificated and classified employees' salaries and benefits.
 - ♦ Textbooks and other instructional material.
 - ♦ In accordance with Education Code Section 42247(d), the claim shall not include costs for school construction, reconstruction, replacement of facilities, purchase of facilities, purchase of land, or modernization of facilities.
2. Administrative costs of maintaining (a) magnet schools or centers including planning and recruitment costs (only costs which exceed the normal level of administration are reimbursable).

TRANSPORTATION OF PUPILS TO ALTERNATIVE SCHOOLS OR PROGRAMS OF THEIR CHOICE.

Cost of providing transportation of pupils attending a Voluntary Pupil Assignment or Reassignment Program and Magnet Schools or Centers, less any transportation reimbursement or allowance, are reimbursable. This includes operation of district-owned transportation, contracted transportation, or the provision of tickets or passes for pupil utilization of public transportation. The cost of transportation planning, routing, and dispatching will be included. Depreciation allowance for district owned buses will be included.

RACIALLY ISOLATED MINORITY SCHOOLS

Staff development programs, instructional material and supplies, and other programs to combat the harmful effects or racially isolated minority schools, as defined and adopted by the local governing boards, are reimbursable. These costs shall include, but are not limited to the following:

1. New creative parent training and involvement programs.
2. Instructional programs to increase achievement in language, arts, mathematics, and science.
3. Reduction in classroom size (pupil/teacher ratio).
4. Necessary support staff.
5. An evaluation component to determine the effectiveness of the racially isolated minority school programs.

D. Supporting Data for Claims

Attach a statement showing the actual increased costs incurred for the Voluntary Integration Program. Refer to the Method of Reimbursement Computation on pages 10 and 11 for example formats for claiming costs.

The percentage increase of inflation adjustment calculated by the Department of Education pursuant to section 42238.1:

- ♦ 3.95% for the 1998-99 fiscal year .
- ♦ 1.41% for the 1999-00 fiscal Year

Method of Reimbursement Computation
Sections 42247 and 42249 of the Education Code
Voluntary Integration Programs

School District _____ Fiscal Year 1998-99

Any school district that has ongoing voluntary integration programs and submitted a 1998-99 Estimated Claim with the State Controller's Office must now submit a reimbursement claim (actual costs) for the 1998-99 fiscal year following the format outlined below. Moneys received by the school district for the 1998-99 Estimated Claim must be applied toward the reimbursement claim. Any difference between the reimbursement claim and moneys received would be the balance due to the school district from the State or the amount owed by the school district to the State.

Reimbursement Claim for the 1998-99 Fiscal Year

	(1) 1997-98 ADA Actual	(2) 1998-99 ADA Actual
District Average Daily Attendance (ADA)	_____	_____
Compute the ADA Adjustment Factor: Columns [(2-1) ÷ 1]		_____ %
	1998-99 Adjusted Cap	1998-99 Actual Cost
A. Voluntary Pupil Assignment or Reassignment		\$ _____
B. Magnet Programs		_____
C. Transportation (unreimbursed costs)		_____
D. Racially Isolated Minority Schools		_____
E. Direct Program Cost (A + B + C + D) (Attach detail schedule of programs and costs)		\$ _____
F. Indirect Program Cost (E x _____ % ^a)		_____
G. Total Program Cost (E + F)		\$ _____
H. Less: Amount of Local Assistance Revenues		_____
I. Net Program Cost (G - H)		\$ _____

^a Enter the 1998-99 indirect cost rate. Use the California Department of Education (CDE) provisionally approved J-380 or J-580 rate for your district/county that is applicable to the fiscal year of costs. If a rate is pending approval, use the rate being prepared/submitted to the CDE.

Method of Reimbursement Computation
Sections 42247 and 42249 of the Education Code
Voluntary Integration Programs

School District _____ Fiscal Year 1998-99

Reimbursement Claim for the 1998-99 Fiscal Year (Continued)

	1998-99 Adjusted Cap	1998-99 Actual Cost
J. 1998-99 Reimbursement Cap (I x 80%)		\$ _____
K. 1997-98 Adjusted Cap	\$ _____	
L. ADA Adjustment (K x _____% ADA Adjustment Factor ^b)	_____	
M. Computation Line (K + L)	_____	
N. Inflation Adjustment (M x 3.95%)	_____	
O. 1998-99 Adjusted Cap	\$ _____	
P. 1998-99 Reimbursement Claim (Lesser of J or O)		\$ _____
Q. Less: Amount Received for Estimated Claim		_____
R. Balance Due or Amount Overpaid		\$ _____

^b If the ADA adjustment factor is a zero or a negative percentage, enter a zero on line L.

Method of Reimbursement Computation
Sections 42247 and 42249 of the Education Code
Voluntary Integration Programs

School District _____ Fiscal Year 1999-2000

Any school districts that has ongoing voluntary integration programs may submit an estimated claim for costs to be incurred during the 1999-2000 fiscal year. The format outlined below must be followed for the claiming of costs.

Estimated Claim for the 1999-2000 Fiscal Year

	(1) 1998-99 ADA Actual	(2) 1999-00 ADA Estimated
District Average Daily Attendance (ADA)	_____	_____
Compute the ADA Adjustment Factor: Columns [(2-1) ÷ 1]		_____ %
	1999-00 Adjusted Cap	1999-00 Estimated Cost
A. Voluntary Pupil Assignment or Reassignment		\$ _____
B. Magnet Programs		_____
C. Transportation (unreimbursed costs)		_____
D. Racially Isolated Minority Schools		_____
E. Direct Program Cost (A + B + C + D) (Attach detail schedule of programs and costs)		\$ _____
F. Indirect Program Cost (E x _____ % ^a)		_____
G. Total Program Cost (E + F)		\$ _____
H. Less: Amount of Local Assistance Revenues		_____
I. Net Program Cost (G - H)		\$ _____

^a Enter the 1999-2000 indirect cost rate. Use the California Department of Education (CDE) provisionally approved J-380 or J-580 rate for your district/county that is applicable to the fiscal year of costs. If a rate is pending approval, use the rate being prepared/submitted to the CDE.

Method of Reimbursement Computation
Sections 42247 and 42249 of the Education Code
Voluntary Integration Programs

School District _____ Fiscal Year 1999-2000

Estimated Claim for the 1999-2000 Fiscal Year (Continued)

	1999-00 Adjusted Cap	1999-00 Estimated Cost
J. 1999-00 Estimated Cap (I x 80%)		\$ _____
K. 1998-99 Adjusted Cap	\$ _____	
L. ADA Adjustment (K x _____% ADA Adjustment Factor ^b)	_____	
M. Computation Line (K + L)	_____	
N. Inflation Adjustment (M x 1.41%)	_____	
O. 1999-2000 Estimated Adjusted Cap	\$ _____	
P. Enter the lesser of J or O		_____
Q. Cost of Prior Year Claim Audit ^c		_____
R. 1999-2000 Estimated Claim (P + Q)		\$ _____

^b If the ADA adjustment factor is a zero or a negative percentage, enter a zero on line L.

^c If the auditing entity is other than the State Controller's Office, attached a copy of the contract of the auditing entity and invoices as supporting documentation for the costs.

Method of Reimbursement Computation
Sections 42247 and 42249 of the Education Code
Voluntary Integration Programs

School District _____ Fiscal Year 1999-2000

INITIAL IMPLEMENTATION OF VOLUNTARY INTEGRATION PROGRAMS IN THE
1999-2000 FISCAL YEAR

Any school district that initially implementing a voluntary integration program in the 1999-2000 Fiscal Year may submit an estimated claim with the State Controller's Office for costs to be incurred. The format outlined below must be followed for the claiming of costs.

Determine Reimbursable Voluntary Integration Costs:

	1999-00 Estimate
A. Voluntary Pupil Assignment or Reassignment Programs	\$ _____
B. Magnet Programs	_____
C. Transportation (unreimbursed costs)	_____
D. Racially Isolated Minority Schools	_____
E. Direct Program Cost (A + B + C + D) (Attach detail schedule of programs and costs)	\$ _____
F. Indirect Program Cost (E x _____ % ^a)	_____
G. Total Program Cost (E + F)	\$ _____
H. Less: Amount of Local Assistance Revenues	_____
I. Net Program Cost (G - H)	\$ _____
J. Estimated Claim (I x 80%)	\$ _____

^a Enter the 1999-2000 indirect cost rate. Use the State Department of Education (CDE) provisionally approved J-380 or J-580 rate for your district/county that is applicable to the fiscal year of costs. If a rate is pending approval, use the rate being prepared/submitted to the CDE.

CLAIM FOR PAYMENT Pursuant to Education Code Section 42247 COURT ORDERED DESEGREGATION			For State Controller Use Only	
			(16) Program Number 00012	
			(17) Date File _____/_____/_____	
			(18) LRS Input _____/_____/_____	
(01) Claimant Identification Number			Reimbursement Claim Data	
(02) Mailing Address			(19)	
Claimant Name			(20)	
County of Location			(21)	
Street Address or P. O.. Box			(22)	
City State Zip Code			(23)	
Type of Claim	Estimated Claim	Reimbursement Claim	(24)	
	(03) Estimated	(08) Reimbursement	(25)	
	(04) Amended	(09) Amended	(26)	
			(27)	
Fiscal Year of Cost	(05) 19____/20____	(10) 19____/19____	(28)	
Total Claimed Amount	(06)	(11)	(29)	
Less: Estimated Claim Payment Received Received		(12)	(30)	
Net Claimed Amount		(13)	(31)	
Due from State	(07)	(14)	(32)	
Due to State		(15)	(33)	
(38) CERTIFICATION OF CLAIM				
<p>In accordance with the provisions of sections 42247 of the Education Code, I certify that I am the person authorized by the school district to file claims with the State of California for the costs of the Court Ordered Desegregation Program; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1096, inclusive.</p> <p>I further certify that there was no application for nor any grants or payments received, other than from the claimant, for reimbursement of costs claimed herein. The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs for the Court Ordered Desegregation Program, set forth on the attached statements.</p>				
Signature of Authorized Representative		Date		
_____		_____		
Type or Print Name		Title		
_____		_____		
(39) Name of Contact Person for Claim		Telephone Number		
_____		(_____) _____ Ext. _____		

Form FAM-38A (Revised 10/98)

VOLUNTARY INTEGRATION PROGRAM**Certification Claim Form****Instructions****FORM
FAM-38A**

- (01) Leave blank.
- (02) A set of mailing labels with the claimant's I.D. number and address has been enclosed with the claiming instructions. The mailing labels are designed to speed processing and prevent common errors that delay payment. Affix a label in the place shown on form FAM-38A. Cross out any errors and print the correct information on the label. Add any missing address items, except county of location and a person's name. If you did not receive labels, print or type your agency's mailing address.
- (03) If filing an original estimated claim, enter an "X" in the box on line (03) Estimated.
- (04) If filing an amended claim to an original estimated claim, enter an "X" in the box on line (04) Amended. Leave block (03) blank.
- (05) Enter the fiscal year in which costs are to be incurred.
- (06) Enter the amount of estimated claim.
- (07) Enter the same amount as shown in line (06).
- (08) If filing an original reimbursement claim, enter an "X" in the box on line (08) Reimbursement.
- (09) If filing an amended reimbursement claim, enter an "X" in the box on line (09) Amended. Leave box (08) blank.
- (10) Enter the fiscal year for which actual costs were incurred.
- (11) Enter the amount of reimbursement claim.
- (12) If you are filing a reimbursement claim and have previously filed an estimated claim for the same fiscal year, enter the amount received for the estimated claim. Otherwise, enter a zero.
- (13) Enter the result of subtracting line (12) from line (11).
- (14) If line (13) Net Claimed Amount is positive, enter that amount on line (14) Due from State.
- (15) If line (13) Net Claimed Amount is negative, enter that amount in line (15) Due to State.
- (16) to (33) Leave blank.
- (34) Read the statement "Certification of Claim." If the statement is true, the claim must be dated, signed by the agency's authorized representative and must include the person's name and title, typed or printed. Claims cannot be paid unless accompanied by a signed certification.
- (35) Enter the name of the person and telephone number that this office should contact if additional information is required.

SUBMIT A SIGNED ORIGINAL AND A COPY OF FORM FAM-38A, AND A COPY OF ALL OTHER FORMS AND SUPPORTING DOCUMENTS TO:

***Address, if delivered by:
U.S. Postal Service***

**OFFICE OF THE STATE CONTROLLER
ATTN: Local Reimbursements Section
Division of Accounting and Reporting
P.O. Box 942850
Sacramento, CA 94250**

***Address, if delivered by:
Other delivery service***

**OFFICE OF THE STATE CONTROLLER
ATTN: Local Reimbursements Section
Division of Accounting and Reporting
3301 C Street, Suite 500
Sacramento, CA 95816**

Form FAM-38A (Revised 10/98)

CLAIM FOR PAYMENT Pursuant to Education Code Section 42247 VOLUNTARY INTEGRATION PROGRAM			For State Controller Use Only	
			(16) Program Number 00072 (17) Date File _____/_____/_____ (18) LRS Input _____/_____/_____	
(01) Claimant Identification Number			Reimbursement Claim Data	
(02) Mailing Address			(19)	
Claimant Name			(20)	
County of Location			(21)	
Street Address or P. O.. Box			(22)	
City State Zip Code			(23)	
Type of Claim	Estimated Claim	Reimbursement Claim	(24)	
	(03) Estimated	(08) Reimbursement	(25)	
	(04) Amended	(09) Amended	(26)	
			(27)	
Fiscal Year of Cost	(05) 19____/20____	(10) 19____/19____	(28)	
Total Claimed Amount	(06)	(11)	(29)	
Less: Estimated Claim Payment Received Received		(12)	(30)	
Net Claimed Amount		(13)	(31)	
Due from State	(07)	(14)	(32)	
Due to State		(15)	(33)	
(38) CERTIFICATION OF CLAIM In accordance with the provisions of sections 42247 and 42249 of the Education Code, I certify that I am the person authorized by the school district to file claims with the State of California for the costs of Voluntary Integration Program; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1096, inclusive. I further certify that there was no application for nor any grants or payments received, other than from the claimant, for reimbursement of costs claimed herein. The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs for the Voluntary Integration Program, set forth on the attached statements. Signature of Authorized Representative _____ Date _____ _____ Type or Print Name _____ Title _____ (39) Name of Contact Person for Claim _____ Telephone Number _____ _____ (_____) _____ Ext. _____				

VOLUNTARY INTEGRATION PROGRAM**Certification Claim Form****Instructions****FORM
FAM-38B**

- (01) Leave blank.
- (02) A set of mailing labels with the claimant's I.D. number and address has been enclosed with the claiming instructions. The mailing labels are designed to speed processing and prevent common errors that delay payment. Affix a label in the place shown on form FAM-38B. Cross out any errors and print the correct information on the label. Add any missing address items, except county of location and a person's name. If you did not receive labels, print or type your agency's mailing address.
- (03) If filing an original estimated claim, enter an "X" in the box on line (03) Estimated.
- (04) If filing an amended claim to an original estimated claim, enter an "X" in the box on line (04) Amended. Leave block (03) blank.
- (05) Enter the fiscal year in which costs are to be incurred.
- (06) Enter the amount of estimated claim.
- (07) Enter the same amount as shown in line (06).
- (08) If filing an original reimbursement claim, enter an "X" in the box on line (08) Reimbursement.
- (09) If filing an amended reimbursement claim, enter an "X" in the box on line (09) Amended. Leave box (08) blank.
- (10) Enter the fiscal year for which actual costs were incurred.
- (11) Enter the amount of reimbursement claim.
- (12) If you are filing a reimbursement claim and have previously filed an estimated claim for the same fiscal year, enter the amount received for the estimated claim. Otherwise, enter a zero.
- (13) Enter the result of subtracting line (12) from line (11).
- (14) If line (13) Net Claimed Amount is positive, enter that amount on line (14) Due from State.
- (15) If line (13) Net Claimed Amount is negative, enter that amount in line (15) Due to State.
- (16) to (33) Leave blank.
- (34) Read the statement "Certification of Claim." If the statement is true, the claim must be dated, signed by the agency's authorized representative and must include the person's name and title, typed or printed. Claims cannot be paid unless accompanied by a signed certification.
- (35) Enter the name of the person and telephone number that this office should contact if additional information is required.

SUBMIT A SIGNED ORIGINAL AND A COPY OF FORM FAM-38B, AND A COPY OF ALL OTHER FORMS AND SUPPORTING DOCUMENTS TO:

***Address, if delivered by:
U.S. Postal Service***

**OFFICE OF THE STATE CONTROLLER
ATTN: Local Reimbursements Section
Division of Accounting and Reporting
P.O. Box 942850
Sacramento, CA 94250**

***Address, if delivered by:
Other delivery service***

**OFFICE OF THE STATE CONTROLLER
ATTN: Local Reimbursements Section
Division of Accounting and Reporting
3301 C Street, Suite 500
Sacramento, CA 95816**

**APPROPRIATIONS FOR THE COURT-ORDERED DESEGREGATION PROGRAM
1999-2000 FISCAL YEAR**

School Districts	Appropriation Source	Amounts Appropriated for Claims
1999 State Budget, Chapter 50/99, Item 6110-114-0001		
(a)	Bakersfield Unified	\$5,289,000
(b)	Los Angeles Unified	372,320,000
(c)	San Bernardino Unified	11,854,000
(d)	San Diego Unified	47,115,000
(e)	San Francisco Unified	34,234,000
(f)	San Jose Unified	27,557,000
(g)	Stockton Unified	5,105,000
(h)	Palo Alto Unified	459,000
(i)	Redwood City Unified	42,000
(j)	San Mateo County Superintendent	70,000
(k)	Santa Clara County Office of Education	13,000
(l)	Sequoia High School	352,000
(m)	Menlo Park City Elementary	1,000
(n)	Ravenwood City Elementary	64,000
(o)	Las Lomas	14,000
(p)	Payment for Audit Cost Claims	<u>504,000</u>
TOTAL, 1999-2000 COURT-ORDERED DESEGREGATION		<u>\$504,993,000</u>

Funds appropriated under Item 6110-114-0001 are to reimburse costs of the above local education agencies. However, Education Code Section 42247(d) specified that funds shall not be used for school construction, reconstruction, replacement of facilities, purchase of facilities, purchase of land, or modernization of facilities.

**APPROPRIATIONS FOR VOLUNTARY
INTEGRATION PROGRAMS
1999-2000 FISCAL YEAR**

School Districts	Appropriation Source	Amounts Appropriated for Claims
1999 State Budget, Chapter 50/99, Item 6110-115-0001		
(a) Moorpark Unified		\$775,000
(b) Pittsburg Unified		6,000
(c) Fresno Unified		3,880,000
(d) Brawley Elementary		91,000
(e) El Centro Elementary		413,000
(f) Bakersfield City Elementary		669,000
(g) Hanford Unified		16,000
(h) Long Beach Unified		6,518,000
(i) Los Angeles Unified		41,630,000
(j) Pasadena City Unified		3,546,000
(k) Santa Monica-Malibu		382,000
(l) Whittier Union High		616,000
(m) Merced City Elementary		99,000
(n) Monterey Peninsula Unified		165,000
(o) North Monterey County Unified		407,000
(p) Fullerton Elementary		132,000
(q) Banning Unified		20,000
(r) Riverside Unified		302,000
(s) Sacramento City Unified		2,287,000
(t) San Bernardino City Unified		2,120,000
(u) Chula Vista Unified		302,000
(v) San Diego City Unified		7,605,000
(w) Sweetwater Union High		400,000
(x) San Francisco Unified		3,613,000
(y) San Mateo Union High		83,000
(z) Sequoia Union High		56,000
(aa) Lompoc Unified		3,000
(bb) Santa Barbara City Elementary		35,000
(cc) Mountain View-Los Altos High		75,000
(dd) San Jose City Unified		1,380,000
(ee) Pajaro Valley Unified		1,317,000
(ff) Oxnard Elementary		182,000
(gg) Santa Paula Elementary		847,000
(hh) ABC Unified		13,000
(ii) Ventura Unified		47,000

**APPROPRIATIONS FOR VOLUNTARY INTEGRATION PROGRAMS
1999-2000 FISCAL YEAR**

School Districts	Appropriation Source	Amounts Appropriated for Claims
	1999 State Budget, Chapter 50/99, Item 6110-115-0001	
(jj) La Habra Elementary		11,000
(kk) Duarte Unified		22,000
(mm) Berkeley City Unified		4,196,000
(nn) Claremont Unified		220,000
(oo) Gilroy Unified		950,000
(pp) Sunnyvale Elementary		863,000
(qq) Oakland Unified		9,509,000
(rr) Norwalk-La Mirada City Unified		1,837,000
(ss) Kerman Unified		9,000
(tt) Vista Unified		1,421,000
(uu) Allensworth/Richgrove		1,378,000
(vv) Carlsbad Unified		677,000
(ww) San Dieguito Unified		562,000
(xx) San Jose Collaboration		14,255,000
(yy) West Contra Costa Unified		2,844,000
(zz) Compton Unified		4,505,000
(aaa) Ocean View Elementary		53,000
(bbb) Redwood City		4,304,000
(ccc) San Mateo City Elementary		211,000
(ddd) Monrovia Unified		216,000
(eee) Solano Beach Elementary		572,000
(fff) Grant Union High		6,532,000
(ggg) Sausalito Elementary		416,000
(hhh) Lynwood Unified		2,315,000
(iii) Payment for Audit of Cost Claims		<u>105,000</u>
TOTAL, 1999-2000 VOLUNTARY INTEGRATION		<u>\$138,015,000</u>

Funds appropriated under Item 6110-115-0001 are to reimburse costs of the above local education agencies. However, Education Code Section 42247(d) specified that funds shall not be used for school construction, reconstruction, replacement of facilities, purchase of facilities, purchase of land, or modernization of facilities.

**EDUCATION CODE
OF THE STATE OF CALIFORNIA**
(Applicable sections)

Section 42243.6. Reimbursement; Costs mandated by courts, federal government or initiative enactment

(a) A school district may be reimbursed by the amount necessary to pay costs mandated by the courts, as defined in Section 2205 of the Revenue and Taxation Code, pursuant to final court orders issued after January 1, 1978, to pay costs mandated by the federal government, as defined in Section 2206 of the Revenue and Taxation Code, pursuant to any federal statutes or regulations enacted or issued after January 1, 1978, and to pay costs mandated by an initiative enactment, as defined in Section 2206.5 of the Revenue and Taxation Code, by means of any initiative statutes or amendments adopted or enacted after January 1, 1978.

(b) Prior to submitting to the Controller any claim for the payment of prior year actual costs pursuant to this section, a school district shall subject the claim to audit in accordance with the standards and procedures established pursuant to subdivision (b) of Section 42246. Each claim for the payment of actual costs submitted to the Controller shall be accompanied by the audit and any related reports issued by the entity performing the audit, unless the school district contracts with the Controller for the performance of the audit. This subdivision is not intended to require that estimated current year claims be subjected to audit prior to submission to the Controller.

(c) The Controller shall reimburse a claim for the payment of actual costs pursuant to this section, or any portion of that claim, only to the extent that the claim is submitted in compliance with subdivision (b).

(d) A claim submitted pursuant to this section may include the full costs of performing the audit described in subdivision (b).

(e) Prior to payment, the Controller shall review any request for reimbursement under this section and any data related to the establishment thereof. If the Controller determines that the cost of reimbursement exceeds a limit which would be necessary to meet the federally mandated, initiative-mandated, or court-mandated costs, or if the Controller determines that the cost of reimbursement has been increased to pay any cost mandated by a court which has resulted from litigation entered into in order to avoid the revenue limits established by this chapter, or if the Controller determines that a school district has erroneously concluded that it is subject to costs mandated by the courts or costs mandated by the federal government, or if the Controller determines that the amount of the request is excessive or unreasonable, the Controller shall reduce the amount of the request by an appropriate amount.

(f) Any amount heretofore or hereafter established pursuant to the provisions of this section shall not be invalidated and may continue to be in effect to meet recurring costs resulting from any program or activity undertaken or implemented by a school district in order to comply with a mandate by the federal government, by initiative enactment, or by the courts, notwithstanding the reversal, repeal, stay, or invalidation of that mandate, if the

reversal, repeal, stay, or invalidation of the mandate occurred or occurs after the school district has received reimbursement pursuant to this section to satisfy continuing contractual obligations entered into in order to undertake, implement or continue the mandated program or activity.

The reimbursement shall not continue in effect if the reversal, repeal, stay, or invalidation of the mandate is upheld by a final court order.

Latest Amendment: Chapter 66, Statutes of 1993.

Section 42243.8 Reimbursement of revenue limit pursuant to Section 42243.6

The reimbursement authorized pursuant to Section 42243.6 shall be funded by the Controller from funds specifically appropriated therefor by the Legislature. In the event that claims exceed the appropriation authorized, the Controller shall prorate the available funds among the districts submitting claims. Any amount of claims in excess of the appropriation may be referred to the Commission on State Mandates for review and possible inclusion in a subsequent claims bill.

Latest Amendment: Chapter 179, Statutes of 1985.

Section 42243.9 Reimbursement; Costs of programs mandated by courts to remedy harmful effects of racial segregation; costs not otherwise reimbursed

The governing board of any school district maintaining a program designed to remedy the harmful effects of racial segregation that originated under a court mandate may, in accordance with procedures established by the Commission on State Mandates, submit a claim for reimbursement to the Controller for the costs of the program not otherwise reimbursed due to insufficient funds under Section 42243.6, or any other provision of law. Any claim for the payment of actual costs under this section shall be submitted in accordance with the standards and procedures established pursuant to subdivision (b) of Section 42246. The Controller shall review each claim submitted and shall approve reimbursement for the full costs of these programs not otherwise reimbursed, except that, as to a claim for the payment of actual costs, the Controller shall provide reimbursement only to the extent that the claim is submitted in compliance with the standards and procedures established pursuant to subdivision (b) of Section 42246 and the claim otherwise would not be reimbursed. Claims for reimbursement shall be approved only for school districts which are eligible to receive reimbursement for programs to remedy the harmful effects of racial segregation under Section 42243.6. This section is not intended to require that estimated current year claims be subjected to audit prior to submission to the Controller.

Latest Amendment: Chapter 66, Statutes of 1993.

Section 42246 Program regulations, and auditing standards and procedures

(a) For the purposes of this article, the Superintendent of Public Instruction shall prescribe regulations that will provide consistent and uniform implementation of the law herein, except as specified in subdivision (b).

(b) The Controller shall establish standards and procedures governing the auditing of claims by school districts for the payment of actual costs as necessary to ensure compliance with Sections 42243.6, 42243.8, 42243.9, 42247, 42247.1, 42247.2, 42247.3, 42247.4, 42249, and 42249.2, and to determine all of the following:

(1) That the costs and programs are for the purposes of desegregation or alleviation of the harmful effects of racial segregation, as provided in the plan submitted by the school district pursuant to Section 42247.1.

(2) That the costs are costs in excess of the school district's expenditure levels for regular educational programs.

(3) That the costs are neither excessive nor unreasonable.

(c) The Controller shall make available to school districts the standards and procedures established pursuant to subdivision (b), and shall update the standards and procedures as may be required.

Latest Amendment: Chapter 922, Statutes of 1994.

Section 42247. Desegregation costs; Reimbursement limits

(a) Notwithstanding any other provision of law, reimbursements authorized by Sections 42243.9 and 42249 for desegregation costs incurred in the 1985-86 fiscal year, and each fiscal year thereafter, shall not exceed the following amounts:

(1) For desegregation programs operating pursuant to a final court order issued prior to the effective date of this section, or January 1, 1986, as appropriate, the amount calculated pursuant to Section 42247.3.

(2) For desegregation programs initiated after the 1984-85 fiscal year, the amount in excess of one-fifth of the audited costs approved by the Controller for the first full year of operation, adjusted pursuant to Section 42247.2, provided that the school district has contributed in the prior fiscal year not less than one-fifth of the audited costs approved by the Controller for that fiscal year. For purposes of this paragraph, desegregation programs initiated after the 1984-85 fiscal year shall not include expansion of desegregation activities by school districts that were reimbursed pursuant to Section 42249 for desegregation costs incurred during the 1984-85 fiscal year, except as otherwise provided by Section 42247.2.

(3) For all other desegregation programs, the amount in excess of one-fifth of the audited desegregation costs approved by the Controller and incurred in the 1984-85 fiscal year, adjusted pursuant to Section 42247.2, provided that the school district has contributed in

the prior fiscal year not less than one-fifth of the audited costs approved by the Controller for that fiscal year.

(b) Claims for reimbursement of desegregation program costs shall be subject to audit by the Controller to determine all of the following:

(1) That the costs and programs are for purposes of desegregation or alleviation of the harmful effects of racial segregation, as provided in the plan submitted by the district pursuant to Section 42247.1.

(2) That the costs are costs in excess of the district's expenditure levels for regular educational programs.

(3) That the costs are neither excessive nor unreasonable.

(c) School districts shall subject any claim for the reimbursement of actual desegregation program costs to audit in accordance with the standards and procedures established pursuant to subdivision (b) of Section 42246. Each claim for the payment of actual costs submitted to the Controller shall be accompanied by the audit and any related reports issued by the entity performing the audit, unless the school district contracts with the Controller for the performance of the audit. This subdivision is not intended to require that estimated current year claims be subjected to audit prior to submission to the Controller.

(d) Claims for reimbursement of desegregation program costs shall not include costs for school construction, reconstruction, replacement of facilities, purchase of facilities, purchase of land, or modernization of facilities.

Latest Amendment: Chapter 66, Statutes of 1993.

Section 42247.1. District desegregation plan; submission of copy or court order

Prior to reimbursement pursuant to Section 42243.9 or 42249, the governing board of a school district shall submit to the Superintendent of Public Instruction and the Controller a copy of the district's desegregation plan, which the governing board has certified is the latest adopted plan. If the court order for desegregation encompasses the total school district desegregation plan adopted by the governing board, the governing board may submit a copy of the court order to comply with this section.

Latest Amendment: Chapter 180, Statutes of 1985.

Section 42247.2. Annual increase in reimbursement for desegregation costs

The amount of reimbursement authorized by Section 42247 shall be increased annually by the percentage increase calculated pursuant to Section 42238.1, and by the percentage increase in each participating district's total average daily attendance from the prior fiscal year.

Latest Amendment: Chapter 66, Statutes of 1993.

Section 42247.3. Programs operating under court order

(a) Reimbursements authorized by Section 42243.9 for programs operating pursuant to a final court order issued prior to the effective date of this section shall not exceed the sum of paragraphs (1) and (2):

(1) The audited costs approved by the Controller and incurred during the 1984-85 fiscal year, increased by the adjustment calculated pursuant to Section 42247.2.

(2) The amount in excess of one-fifth of the amount obtained by subtracting subparagraph (B) from subparagraph (A):

(A) The audited costs approved by the Controller for reimbursement pursuant to Section 42243.6 for the then current fiscal year.

(B) The amount computed pursuant to paragraph (1).

(b) Reimbursements authorized by Section 42243.9 for programs operating pursuant to a final federal court order issued prior to January 1, 1986, but not implemented until the 1985-86 fiscal year, shall not exceed, for the 1985-86 fiscal year only, the audited costs approved by the Controller and incurred during the 1985-86 fiscal year. For the 1986-87 fiscal year and each fiscal year there-after, the reimbursements shall not exceed the sum of paragraph of (1) and (2):

(1) The audited costs approved by the Controller and incurred during the 1986-87 fiscal year increased by the adjustment calculated pursuant to Section 42247.2 for each fiscal year thereafter.

(2) The amount in excess of one-fifth of the amount obtained by subtracting subparagraph (B) from subparagraph (A).

(A) The audited costs approved by the Controller for reimbursement pursuant to Section 42243.6 for the then current fiscal year.

(B) The amount computed pursuant to paragraph (1).

(1) Commencing with the 1995-96 fiscal year, and each fiscal year thereafter, to be eligible to receive reimbursement pursuant to Section 42247, a school district shall submit an actual cost claim to the Superintendent of Public Instruction and the Controller on or before November 30 of the following fiscal year. School districts shall submit any supplemental claims to the Superintendent of Public Instruction and the Controller within one year of receipt of final payment for actual cost claim.

(2) For years prior to the 1994-95 fiscal year, the Controller shall consider for reimbursement only those supplemental claims that are submitted on or before June 30, 1995.

Section 42247.4 Reimbursement of court-ordered voluntary pupil transfer costs

(a) Notwithstanding any other provision of law, school districts and county offices of education that are subject to the same initial court order shall be reimbursed for 100 percent of the costs incurred by them during the first year of full implementation of the court-ordered voluntary pupil transfer program and for 100 percent of the costs incurred by them for planning, start up, and implementation of the court-ordered voluntary pupil transfer program between the date of the initial court order and the first year of full implementation of the court order if the initial court order was issued in 1986.

(b) For claimants qualifying for state reimbursement of court-ordered voluntary pupil transfer costs under subdivision (a), the first year of full implementation of the court-ordered voluntary pupil transfer program shall serve as the base year for purposes of ongoing state reimbursement of court-ordered voluntary pupil transfer program costs and the first year of full implementation shall be defined as the 1991-92 fiscal year.

(c)(1) Base year costs shall be computed as 100 percent of recurring costs incurred in complying with the court-ordered voluntary pupil transfer program in the 1991-92 fiscal year plus, for purposes of computing 1992-93 and future years' reimbursement, the additional recurring costs of maintaining and operating buses in the 1992-93 fiscal year which were purchased for the purpose of transporting voluntary transfer program pupils during the 1991-92 base year but were not available for operation by the claimant during the entire base year.

(2) Nonrecurring start up costs, including but not limited to, purchase of school buses, incurred during the 1991-92 base year shall be reimbursed at 100 percent but shall not be included in the base year computation for purposes of future years' reimbursement.

(d) Notwithstanding any other provision of law, the state reimbursable costs of court-ordered voluntary pupil transfer programs which qualify for reimbursement under subdivision (a) shall be defined as follows:

(1) For county offices:

(A) Administering the program including: planning, notifying, and implementing the assignment of students to school districts; and, developing, printing, and mailing forms.

(B) Processing transfers.

(C) Monitoring compliance with the court-ordered program.

(2) For school districts:

(A) Notifying parents or guardians of the students' right to transfer and notifying receiving districts of transfer requests.

(B) Planning and notification of student placement at school sites within the district.

(C) Planning the transportation of court-ordered voluntary transfer program pupils and notifying transferee of the transportation schedule.

(D) Transporting court-ordered voluntary transfer program pupils, including the costs of: purchasing or leasing buses; fuel; maintenance and repair; insurance; salaries and benefits; and, other costs of operating buses necessary for the transportation of these pupils.

(E) Voluntary pupil transfer program orientation meetings for staff, students, and parents or guardians.

(F) Participation in and continued development of the Inter-district Interaction Committee.

(e) Notwithstanding any other provision of law, reimbursements authorized by subdivision (a) for court-ordered desegregation costs incurred after the first year of full implementation shall not exceed the sum of the following amounts:

(1) The audited costs approved by the Controller and incurred during the base year increased by the adjustment calculated pursuant to Section 42247.2.

(2) The amount in excess of one-fifth of the amount obtained by subtracting subparagraph (B) from subparagraph (A):

(A) The audited costs approved by the Controller for reimbursement pursuant to Section 42243.6 for the then current fiscal year.

(B) The amount computed pursuant to paragraph (1).

(f) School districts and county offices of education receiving state reimbursement of court-ordered voluntary transfer program costs under this section shall make a reasonable effort to obtain reimbursement of court-ordered voluntary pupil transfer program costs from the federal government and other appropriate state programs and any funding which is received shall serve as an offset to the school district's or county office of education's court-ordered desegregation reimbursement claim in the year in which the funding is received.

(g) Costs specifically reimbursed by additions to school revenue limits may not be claimed for reimbursement as court-ordered desegregation costs, except to the extent that reasonable costs exceed the amount of the addition to the school district's or county office of education's revenue limit.

(h) For any basic aid district that is entitled to reimbursement pursuant to this section and in which a court order directs pupils to transfer to that district as part of the court-ordered voluntary pupil transfer program, the Superintendent of Public Instructions commencing with the 1995-96 fiscal year, shall calculate an apportionment of state funds for that basic aid district that provides 70 percent of the district revenue limit calculated pursuant to Section 42238 that would have been apportioned to the school district from which the pupils were transferred for the average daily attendance of any pupils credited under that court order who did not attend the basic aid school district prior to the 1995-96 fiscal year. For purposes of this subdivision, the term "basic aid district" means a school district that does not receive from the state, for any fiscal year in which the subdivision is applied, an apportionment of state funds pursuant to Subdivision (h) of Section 42238.

Section 42247.5. Latest adopted desegregation plan for Sacramento City Unified School District; Reimbursement for voluntary desegregation

(a) For the purposes of Section 42247.1, and the "Administrative Recommendations and Action Plans for Implementing a Voluntary Desegregation Plan in the Sacramento City Unified School District," adopted February 19, 1988, and as subsequently amended, shall be the latest adopted desegregation plan for the Sacramento City Unified School District.

(b) Notwithstanding Section 42247, commencing with the 1998-99 fiscal year, and each fiscal year thereafter, reimbursements for voluntary desegregation authorized pursuant to Section 42243.9, 42247, and 42249 to the Sacramento City Unified School District shall not exceed the amount in excess of one-fifth of the audited desegregation costs approved by the Controller and actually incurred in the 1990-91 fiscal year, reduced by the federal desegregation reimbursement of three million ninety-six thousand nine hundred eighty-nine dollars (\$3,096,989) received in the 1990-91 fiscal year, adjusted pursuant to Section 42247.2, provided that the school district has contributed in the prior fiscal year not less than one-fifth of the audited costs approved by the Controller that fiscal year. The audited costs actually incurred in the 1990-91 fiscal year includes expenditures for the Sacramento City Unified School District's federal magnet program.

(c) Nothing in this section shall be construed to permit the Sacramento City Unified School District to receive any of the following:

(1) Additional reimbursement for the costs of its voluntary desegregation program for any fiscal year prior to the 1998-99 fiscal year.

(2) More than four-fifths of actual costs of the district's voluntary desegregation program approved by the Controller for any fiscal year.

(3) Reimbursement for any voluntary desegregation program costs for which the district receives federal funding.

Latest Amendment: Chapter 78, Statutes of 1999.

Section 42249. Claim for reimbursement for costs of voluntary integration program

(a) Any school district, or group of school districts in collaboration, that maintains a voluntary program designed to remedy the harmful effects of racial segregation may, if the program meets the criteria of this section, present a claim for reimbursement for the costs of the program to the Commission on State Mandates for review. The commission may, for claims approved under this section, include the claims in a subsequent claims bill.

(b) Any claim presented to the Commission on State Mandates pursuant to subdivision (a) shall be subject to the following restrictions:

(1) A district shall not be reimbursed for a higher percentage of the total costs, as defined in paragraph (2), of the program than the average percentage reimbursement of total program costs received by eligible school districts from the state pursuant to Section 42243.6 for the 1981-82 fiscal year.

(2) The total costs of voluntary programs eligible for reimbursement pursuant to this section shall not exceed 1980-81 fiscal funding levels.

(3) Programs eligible for reimbursement pursuant to this section shall be limited to the following:

(A) Voluntary pupil assignment or reassignment.

(B) Magnet schools or magnet centers.

(C) Transportation of pupils to alternative schools or programs of their choice.

(D) Racially isolated minority school staff development, instructional materials and supplies, and other programs to combat the harmful effects of racially isolated minority schools. Racially isolated minority school programs shall include, but are not limited to, all of the following:

(i) New and creative parent training and involvement programs.

(ii) Instructional programs to increase achievement in language, arts, mathematics, and science.

(iii) Reduction in classroom size (pupil/teacher ratio).

(iv) Necessary support staff.

(v) An evaluation component to determine the effectiveness of the racially isolated minority school programs.

(c) It is the intent of the Legislature that there shall be no reduction of funding for racially isolated minority schools.

Latest Amendment: Chapter 861, Statutes of 1997.

Section 42249.2. Districts eligible for reimbursement pursuant to Section 42249

(a) Notwithstanding any other provision of law, a school district that meets all of the following conditions shall be reimbursed pursuant to Section 42249 based on costs incurred in the 1981-82 fiscal year:

(1) The district developed a voluntary desegregation plan in the 1980-81 fiscal year.

(2) The district's voluntary desegregation plan was first implemented in the 1981-82 fiscal year.

(3) The district has filed a claim for costs incurred in the 1983-84 and 1984-85

fiscal years prior to the effective date of this section.

(b) A school district that has not filed a claim pursuant to Section 42249 for the 1983-84 or 1984-85 fiscal year prior to July 8, 1985, shall not be eligible for reimbursement for costs incurred in those fiscal years, except that any district that filed a claim pursuant to Section 42249 for the 1984-85 or 1985-86 fiscal year prior to November 30, 1985, shall be eligible for reimbursement for costs incurred in the 1984-85 fiscal year. Any such district shall be eligible for reimbursement for the 1985-86 fiscal year and any fiscal year thereafter on the basis of audited desegregation costs incurred during the 1984-85 fiscal year as if approved by the Controller pursuant to Section 42247.

(c)(1) Commencing with the 1985-86 fiscal year, and each fiscal year thereafter, to be eligible to receive reimbursement pursuant to Section 42249 a district shall submit an estimated cost claim to the Superintendent of Public Instruction and the Controller on or before November 30 of that fiscal year. An estimated cost claim may include the full costs of performing the audit required pursuant to paragraph (2). This subdivision is not intended to require that estimated current year claims be subjected to audit prior to submission to the Controller.

(2) School districts shall subject any claim for the payment of actual costs under this subdivision to audit in accordance with the standards and procedures established pursuant to subdivision (b) of Section 42246.

(3) Commencing with the 1995-96 fiscal year, and each fiscal year thereafter, to be eligible to receive reimbursement pursuant to Section 42247, a school district shall submit an actual cost claim to the Superintendent of Public Instruction and the Controller on or before November 30 of the following fiscal year. School districts shall submit any supplemental claims to the Superintendent of Public Instruction and the Controller within one year of receipt of final payment for actual cost claim.

(4) For years prior to the 1994-95 fiscal year, the Controller shall consider for reimbursement only those supplemental claims that are submitted on or before June 30, 1995.

Latest Amendment: Chapter 308, Statutes of 1995.

Section 42249.4. Funding for Compton Unified School District voluntary desegregation program

(a) The Compton Unified School District may be funded for its voluntary desegregation program, of the kind discussed in subparagraph (D) of paragraph (3) of subdivision (b) of Section 42249, in the Budget Act for the fiscal year that is the first fiscal year in which the voluntary desegregation program is in operation if the district meets the following requirements:

(1) The school district has commenced operation of a voluntary desegregation programs, of the kind described in subparagraph (d) of paragraph (3) of subdivision (b) of Section 42249, on the first day of school in the first fiscal year, but no sooner than the 1996-97 fiscal year, in which funding for its voluntary desegregation program is claimed.

(2) The voluntary desegregation program, of the kind discussed in subparagraph (D) of paragraph (3) of subdivision (b) of Section 42249, is approved by the Controller and the State Department of Education.

(3) The school district has operated the voluntary desegregation program for three calendar months using local school district general purpose funds and has submitted an estimated claim to the Controller and the Department of Education no later than November 30 of the first fiscal year in which funding for its voluntary desegregation program is claimed.

(b)(1) The district shall submit to the Department of Finance for approval an estimated claim no later than November 30 of the first fiscal year in which funding for its voluntary desegregation program is claimed and a report certified by the trustee appointed pursuant to Section 41320.1, which report shall include all of the following.

(A) Certification that the desegregation plan is being implemented and an itemization of program expenditures to date.

(B) Certification that the district has met the match requirement.

(C) Certification that these expenditures do not adversely affect the district's ability to meet its state loan repayment obligations.

(2) The Controller shall not release funding to the district prior to approval from the Department of Finance.

(c) This section shall become operative only if an appropriation is made for its purpose in the annual Budget Act.

Latest Amendment: Chapter 651, Statutes of 1995.

Section 42249.6. Funding for a specified voluntary desegregation program

(a) Any and all of the school districts listed in subdivision (c), or any successor to those school districts, may be funded, for a voluntary desegregation program, of the kind discussed in Section 42249.

(b) (1) The district shall submit to the Department of Finance for approval an estimated claim no later than November 30 of the first fiscal year in which funding for its voluntary desegregation program is claimed and a report, which shall include all of the following:

(A) Certification that the desegregation plan is being implemented and an itemization of program expenditures to date.

(B) Certification that the district has met the match requirement.

(2) The Department of Finance shall review any estimated claim submitted pursuant to this section and include its estimate of approvable claims in budget estimates for both the current and next budget year. It is the intent of the Legislature that funding for the first year of program operation be provided as soon as practical following the first year of operation,

and that funding for the second and subsequent years of program operation be included in the Budget Act for the appropriate year.

(c) This section shall be applicable only to the Grant Union High School District, the Lynwood Unified School District, and the Sausalito Elementary School District.

(d) This section shall become operative only if an appropriation is made for its purpose in the annual Budget Act or in another measure.

Latest Amendment: Chapter 117, Statutes of 1998.

Section 42249.65. Funding for a specified voluntary desegregation program

(a) Any and all of the school districts listed in subdivision (b) may be funded, for a voluntary desegregation program of the kind discussed in Section 42249.

(b) This section shall be applicable only to the Allensworth-Richgrove Districts Collaborative, the Carlsbad Unified School District, and the San Dieguito Union High School District.

(c) This section shall become operative only if an appropriation is made for its purpose in the annual Budget Act or in another measure.

Latest Amendment: Chapter 117, Statutes of 1998.

Section 42249.8. Requirements for funding desegregation

(a) Commencing with the 1996-97 fiscal year and each fiscal year thereafter, the East San Jose group of school districts in collaboration may be funded for its voluntary desegregation program, of the kind discussed in Section 42249, in the Budget Act for the fiscal year that is the first fiscal year in which the voluntary desegregation program is in operation if the district meets the following requirements:

(1) The collaboration has commenced operation of a voluntary desegregation program, of the kind discussed in Section 42249, on the first day of school in the first fiscal year, but no sooner than the 1996-97 fiscal year, in which funding for its voluntary desegregation program is claimed.

(2) The voluntary desegregation program, of the kind discussed in Section 42249, is approved by the Controller.

(b)(1) The collaboration shall submit to the Department of Finance for approval an estimated claim no later than November 30 of the first fiscal year in which funding for its voluntary desegregation program is claimed and a report, which shall include all of the following:

(A) Certification that the desegregation plan is being implemented and an itemization of program expenditures to date.

(B) Certification that the district has met the match requirement.

(2) The Controller shall not release funding to the district prior to approval from the Department of Finance.

(c) As used in this section, the "East Jose group of school districts in collaboration" means a coalition of school districts, composed of Alum Rock Union Elementary School District, Berryessa Union Elementary School District, Eastside Union High School District, Franklin-McKinley Elementary School District, Mt. Pleasant Elementary School District, and Oak Grove Elementary School District, that share resources to combat the detrimental effects of racial segregation.

(d) This section shall be implemented for those fiscal years for which the Director of Finance certifies, in writing, to the Secretary of State that sufficient funding has been appropriated for its purpose in the annual Budget Act or in another measure.

This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

To enable school districts entitled to voluntary desegregation funding to receive money to which they should be entitled, it is necessary that this act take effect immediately as an urgency statute.

Latest Amendment: Chapter 117, Statutes of 1998.